

**NOTICE OF APPEAL FROM THE EXAMINER TO  
THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Docket Number (Optional)  
**VX012397PCT**

In re Application of <b>Hitoshi MATSUMOTO et al.</b>	
Application Number <b>10/019,402</b>	Filed: <b>December 28, 2001</b>
For <b>COMPOSITION FOR FOODS, PROCESS FOR PRODUCING THE SAME, AND FUNCTIONAL FOODS AND DRINKS CONTAINING THE SAME</b>	
Group Art Unit <b>1614</b>	Examiner <b>Donna A. Jagoe</b>

Applicant hereby **appeals** to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$ 510.00

- ☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ \_\_\_\_\_
- ☐ A check in the amount of the fee is enclosed.
- ☐ The Director has already been authorized to charge fees in this application to a Deposit Account.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number 50-1147. I have enclosed a duplicate copy of this sheet.
- ☒ A petition for an extension of time under 37 CFR 1.136(a) is enclosed.

**WARNING: Information on this form may become public**

I am the

- ☐ assignee of record of the entire interest.  
☐ applicant.  
☐ attorney or agent of record.  
☒ attorney or agent under 37 CFR 1.34(a).

Registration number if acting under 37 CFR 1.34(a). 37,701

08/11/08  
Date

/David G. Posz/  
Signature

David G. Posz (Reg. No. 37,701)

Typed or printed name